

State Water Resources Control Board

June 12, 2018

(Via email and Certified Mail)
CERTIFIED MAIL
NO. 7017 2680 0000 6195 8930

Mr. Lyle Waite
Superintendent of Public Works
City of Novato
922 Machin Avenue
Novato, California 94945
lwaite@novato.org

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEMS
LOCATED AT NOVATO POLICE DEPARTMENT, 909 MACHIN AVENUE,
NOVATO**

Dear Mr. Waite:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the UST at your facility on May 24, 2018, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	Failure to Maintain Site Map – The site map in CERS shows product piping running to the boiler system; however, during the inspection the product line was observed to be cut and filled with concrete, and the boiler system is being supplied by natural gas.	Diesel	May 24, 2018	Ongoing	H&SC 25286(a); 23 CCR 2711(a)(8)
2	Failure to Maintain Tank Information – The corrosion protection section in CERS is blank, the tank monitoring section lists the single-walled tanks have a dry secondary, and the record keeping section list that equipment maintenance and calibration records are not being kept.	All	May 24, 2018	Ongoing	23 CCR 2711(a)

Office of Enforcement | 801 K Street, Suite 2300 | Sacramento, CA 95814 | 916.341.5272

FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

No.	Violation	Tank	Start Date	Stop Date	Regulation
3	Failure to Maintain Tank Information – The periodic test section in CERS denotes the spill bucket testing is not being performed.	Unleaded	May 24, 2018	Ongoing	23 CCR 2711(a)
4	Failure to Maintain Tank Information – The under dispenser containment (UDC) section in CERS denotes there is a single-walled UDC, and the pipe monitoring section is missing the leak sensor manufacturer.	Diesel	May 24, 2018	Ongoing	23 CCR 2711(a)
5	Failure to Maintain Spill Containment Requirements – The spill containment devices contained liquid preventing their ability to hold five gallons.	All	May 24, 2018	Ongoing	23 CCR 2635(b)(1), 2665
6	Failure to Maintain UST Monitoring System – The power light on the monitoring system panel was not functioning at the time of the inspection.	All	May 24, 2018	Ongoing	H&SC 25292(a); 23 CCR 2630(d), 2638(a), and 2641(j)

You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and Marin County Department of Public Works, Waste Management Division within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance.

Please send all compliance documentation to the following:

State Water Board

Mr. Will Speth
 UST Enforcement Unit
 Office of Enforcement
 State Water Resources Control Board
 801 K Street, Suite 2300
 Sacramento, California 95814
will.speth@waterboards.ca.gov

Local CUPA

Ms. Julia Barnes, Supervisor
 Waste Management Division
 Marin County Department of Public Works
 1600 Los Gatos Drive, Suite 210
 San Rafael, California 94903
jbarnes@marincounty.org

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at amantha.henkel@waterboards.ca.gov.

Sincerely,



Amantha Henkel
Senior Environmental Scientist
UST Enforcement Unit
Office of Enforcement

cc: *(via email only)*

Ms. Julia Barnes
Supervising Hazardous Material Specialist
Marin County Department of Public Works
JBarnes@marincounty.org

Ms. Christie Coleman
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CColeman@marincounty.org

Mr. Mike Brunelle
Equipment Supervisor
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mbrunelle@novato.org